IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTY FIRST DAY OF OCTOBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 23373 of 2005

Between:

Shaik Kurisheed

..... PETITIONER

AND

Sub Collector, Asifabad,

Adilabad District and another

.....RESPONDENTS

ORDER:

Seeking a Mandamus, directing the respondents to allow the petitioner to run fair price shop, Ityal-II of Gram Panchayat, Keslapur, Dehagaon Mandal, by completing the enquiry in pursuance of Notice No.C/847/2003, dated 22.05.2004 within four weeks, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

It is stated that the petitioner was appointed as a Fair Price Dealer of Itiyal No.II of Gram Panchayat, Keslapur, Dehagaon Mandal, Adilabad District, vide proceedings dated 29.10.1991 issued by the

1st respondent. While so, the Revenue Divisional Officer, Asifabad issued a show cause notice dated 07.07.2003 in Rc.No.C/847/2003, stating that quantity of 246.84 quintals of SGRY rice was diverted by the petitioner into black market contravening the Cl.3(1) and 3(2) of APSCD (L&D) Order, 1982, and accordingly, explanation is called for from the petitioner as to why his Fair Price Shop dealership should not suspended. It is further stated that the petitioner has participated in the enquiry pursuant to the subsequent notices issued from time to time, but enquiry has not been completed and no final orders have been passed. Therefore, the petitioner is constrained to file this writ petition.

Having regard to the facts and circumstances of the case, without entering into the merits of the case, I deem it appropriate to dispose of the writ petition, with a direction to the 1st respondent to complete the enquiry on the petitioner pursuant to the notice dated 22.05.2004, and pass appropriate orders, in accordance with law, within a period of six weeks from the date of receipt of a copy of this order.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

Dated: 31.10.2005

Dsr

Note:

Issue CC in 3 days

B/o

Dsr